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**PATENT**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: McKay, John

Examiner: To Be Assigned

Appl. No. : 10/569,474

Art Unit: To Be Assigned

Filed: February 24, 2006

Conf. No: 8576

Title: PACKAGING MACHINE AND METHOD FOR PAPERBOARD CARTONS

Attorney Docket No.: 6.30.3260 PCT/CA-US

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED**  
**UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Commissioner for Patents  
**Mail Stop PCT**  
PCT Legal Office  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

The above-identified application became abandoned for failure to file a timely and proper reply to the Notification of Missing Requirements under 35 U.S.C. 37 in the United States Designated/Elected Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus any extension of time actually obtained. It is our understanding that the application is now abandoned.

The Applicant hereby petitions for the revival of this application.

Enclosed herewith are the following documents:

1. Petition Fee (37 CFR 1.27) and Credit Card Payment Form (PTO-2038); and
2. Response to the Notice of Missing Parts.

08/27/2007 GFREY1 00000015 10569474

02 FC:1453

1500.00 OP

Petition for Revival of an Application for Patent  
Application No. 10/569,474 – McKAY, John  
Our Ref: 6.30.3260 PCT/CA-US

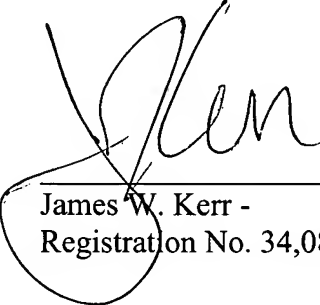
Page 2.

Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required.

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Revival of the above-noted application is respectfully requested.

August 22, 2007



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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2007

☐ Applicant claims small entity status. See 37 CFR 1.27**Complete if Known**

Application Number	10/569,474
Filing Date	February 24, 2006
First Named Inventor	McKAY, John
Examiner Name	N/A
Art Unit	N/A
Attorney Docket No.	6.30.3260PCT/CA-US

**TOTAL AMOUNT OF PAYMENT** (\$) 1,500.00**METHOD OF PAYMENT** (check all that apply)☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_☐ Deposit Account Deposit Account Number: \_\_\_\_\_ Deposit Account Name: \_\_\_\_\_

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, **except for the filing fee**☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES****Fee Description**

	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

**Total Claims**      **Extra Claims**      **Fee (\$)**      **Fee Paid (\$)**

- 20 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of total claims paid for, if greater than 20.

**Indep. Claims**      **Extra Claims**      **Fee (\$)**      **Fee Paid (\$)**

- 3 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of independent claims paid for, if greater than 3.

**Multiple Dependent Claims****Fee (\$)**      **Fee Paid (\$)****3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
_____	_____	_____	_____	_____

- 100 = \_\_\_\_\_ / 50 = \_\_\_\_\_ (round up to a whole number) x \_\_\_\_\_ = \_\_\_\_\_

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

**Fees Paid (\$)**Other (e.g., late filing surcharge): Petition for Revival Fee

1,500.00

**SUBMITTED BY**

Signature		Registration No. 34,082 (Attorney/Agent)	Telephone 519-667-7525
Name (Print/Type)	James W. Kefer	Date August 22, 2007	

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.